

11/29/00

11-30-00  
Jc928 U.S. PTO  
09/25/00UTILITY PATENT APPLICATION  
TRANSMITTAL

((Only for new non-provisional applications under 37CFR 1.53 (b))

Attorney Docket No. 47440-037000

Total Pages 37

First Named Inventor David J. Barich

Express Mail Label No. EL 742 237 925 US

Jc928 U.S. PTO  
09/25/00APPLICATION ELEMENTS  
See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, DC 20231

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 26]  
(preferred arrangement set forth below)  
- Descriptive title of the Invention  
- Cross References to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to Microfiche Appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
3. ☒ Drawing(s) (35 USC 113) [Total Pages 5]
4. ☐ Oath or Declaration (not enclosed) ]  
a. ☐ Newly unexecuted (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]  
i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 CFR 1.63 (d) (2) and 1.33 (b).
5. ☐ Incorporation by Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a  
copy of the oath or declaration is supplied under Box 4b,  
is considered as being part of the disclosure of the  
accompanying application and is hereby incorporated by  
reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission  
if applicable, all necessary)

## ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73 (b) Statement ☐ Power of Attorney  
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application,  
Status still proper and desired
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☒ Other Patent Cover Sheet and Certificate of Express Mailing
17. ☒ Request for Nonpublication

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:  
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No:

## 19. CORRESPONDENCE ADDRESS

☐ Customer number or bar code label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

NAME

Stephen T. Scherrer, Esq.  
McDermott, Will & Emery

ADDRESS

227 West Monroe Street  
5<sup>th</sup> Floor

CITY

Chicago

STATE

IL

ZIP CODE

60606

COUNTRY

US

TELEPHONE

(312) 372-2000

FAX

(312) 984-7700

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Box PATENT APPLICATION / Assistant Commissioner for Patents / Washington, D.C. 20231 on this date: November 29, 2000 (Express Mail Label No. Above)

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Doris M. Pano-Brown

Signature

Doris M. Pano-Brown

Date

November 29, 2000

In re Appln. of Barich, et al.  
New U.S. Patent Application  
Title: **RAILCAR MAINTENANCE PROCESS**  
Docket No. 47440-037000

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

"Express Mail" mailing label number EL 742 237 925 US

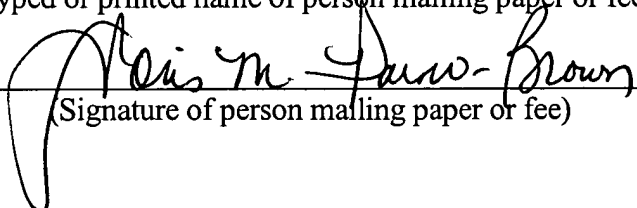
Date of Deposit: November 29, 2000

I hereby certify that the following documents:

1. Patent Cover Sheet (1 pp.);
2. Specification (26 pp.);
3. Figs. 1-6 Formal Drawings (5 sheets);
4. Utility Patent Application Transmittal (1 pp.);
5. Fee Transmittal ( 1pp. - in dup.);
6. Certificate of Express Mailing (1 pp.)
7. Request for Nonpublication (1 pp.) and
8. Return Postcard.

are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Box New Patent Application, Washington, D.C. 20231.

Doris M. Paino-Brown  
(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

09725656-112900

# FEE TRANSMITTAL

Complete if Known

Application Number unassigned  
 Filing Date November 29, 2000  
 First Named Inventor David J. Barich, et al.  
 Group Art Unit unassigned  
 Examiner Name unassigned  
 Attorney Docket Number 047440-037000

Note: Effective November 10, 1998  
 Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT \$710.00

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account 13-0206  
 Deposit Account Name McDermott, Will & Emery

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	760	201	380	Utility filing fee	710
106	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL					\$710

### 2. CLAIMS

	Highest No. Paid For	Extra	Fee from below	Fee Paid
Total Claims	20	-20 = 0	x 0 = 0	
Independent Claims	1	-3 = 0	x 0 = 0	
Multiple Dependent Claims			x 0 = 0	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	260	204	130	Multiple dependent claims
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL \$710

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	380	216	190	Extension for reply within second month	
117	870	217	435	Extension for reply within third month	
118	1,360	218	680	Extension for reply within fourth month	
128	1,850	228	925	Extension for reply within fifth month	
119	300	219	150	Notice of Appeal	
120	300	220	150	Filing a brief in support of an appeal	
121	260	221	130	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,210	241	605	Petition to revive - unintentional	
142	1,210	242	605	Utility Issue fee (or reissue)	
143	430	243	215	Design Issue fee	
144	580	244	290	Plant Issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	760	246	380	Filing a submission after final rejection (37 CFR 1.129(a))	
149	760	249	380	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify) 3 additional copies of issued patent.					
Other fee (specify)					
Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					

## SUBMITTED BY

Typed or Printed Name Stephen T. Scherrer

Signature

*Stephen T. Scherrer*

Date

November 29, 2000

Complete (if applicable)

Reg. Number

45,080

Deposit Account

13-0206

PTO  
U.S. PTO  
09/725656  
11/29/00

Approved for use through 10/31/2002. OMB 0651-0038  
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	David J. Barich, et al.
	Title	RAILCAR MAINTENANCE PROCESS
	Atty Docket Number	47440-037000

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

November 29, 2000

Date

  
Signature

Stephen T. Scherrer, Esq.  
One of Applicants' Attorneys

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Patent Case No. 47440-037000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICATION FOR UNITED STATES LETTERS PATENT**

**INVENTOR(S):** David J. Barich  
19936 S. Sycamore Drive  
Frankfort, IL 60423  
United States of America Citizen

Daniel M. Barich  
20527 S. Timber Mill Drive  
Frankfort, IL 60423  
United States of America Citizen

and

Timothy P. Donahue  
2012 Dorset Drive  
Wheaton, IL 60187  
United States of America Citizen

**TITLE: RAILCAR MAINTENANCE PROCESS**

**ATTORNEY(S):** Joseph H. Paquin, Jr.  
Margaret M. Duncan  
John G. Bisbikis  
Matthew E. Leno  
Stephen T. Scherrer  
Joy Ann G. Serauskas (Patent Agent)  
MCDERMOTT, WILL & EMERY  
227 West Monroe Street  
Chicago, IL 60606-5096  
tel. no. (312) 372-2000  
fax no. (312) 984-7700

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